

16230. Adulteration of celery. U. S. v. 464 Crates * * *. (F. D. C. No. 28807. Sample No. 48880-K.)

LIBEL FILED: January 23, 1950, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 9, 1950, by M. Lapidus & Son, from Chicago, Ill.

PRODUCT: 464 crates of celery at Sunbury, Pa.

LABEL, IN PART: "Toppo Brand Selected Vegetables * * * Growers and Shippers Christensen Brothers * * * Salinas, California."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its discoloration, pithiness, and softness, due to freezing.

DISPOSITION: February 20, 1950. Default decree of condemnation. The court ordered that the product be destroyed, or, in lieu of destruction, that it be delivered to charitable institutions for salvage of the fit portion and disposal of the remainder for use as animal feed. Accordingly, the marshal delivered the celery to various charitable institutions for utilization in accordance with the provisions of the decree.

16231. Adulteration of celery. U. S. v. 404 Crates * * *. (F. D. C. No. 28786. Sample No. 68830-K.)

LIBEL FILED: January 19, 1950, Western District of Washington.

ALLEGED SHIPMENT: On or about January 9, 1950, by the J. C. Herring Co., from Cutler, Calif.

PRODUCT: 404 crates of celery at Seattle, Wash.

LABEL, IN PART: "California Vegetables Full O' Flavor Brand."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its discoloration, pithiness, and softness, due to freezing.

DISPOSITION: February 14, 1950. Default decree of condemnation and destruction.

16232. Adulteration of celery. U. S. v. 373 Crates * * *. (F. D. C. No. 28782. Sample No. 68721-K.)

LIBEL FILED: January 18, 1950, District of Oregon.

ALLEGED SHIPMENT: On or about January 3, 1950, by the Golden West Packing Co., from Cutler, Calif.

PRODUCT: 373 crates of celery at Portland, Oreg.

LABEL, IN PART: "Finest Quality Osborne Brand."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its discoloration, pithiness, and softness, due to freezing.

DISPOSITION: February 21, 1950. Default decree of condemnation and destruction.

16233. Adulteration of corn husks. U. S. v. 4 Bales * * *. (F. D. C. No. 28795. Sample No. 50548-K.)

LIBEL FILED: January 27, 1950, District of Oregon.

ALLEGED SHIPMENT: On or about October 26, 1949, by Y. Torres, Stockton, Calif.

PRODUCT: 4 50-pound bales of corn husks at Ashland, Oreg.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: May 2, 1950. Default decree of condemnation and destruction.

16234. Adulteration of corn husks. U. S. v. 4 Bales * * *. (F. D. C. No. 28944. Sample No. 49593-K.)

LIBEL FILED: April 4, 1950, District of Colorado.

ALLEGED SHIPMENT: On or about November 15, 1949, by Gonzales & Valdes, from San Antonio, Tex.

PRODUCT: 4 bales, each containing 25 pounds, of corn husks at Denver, Colo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of worms and worm parts.

DISPOSITION: May 17, 1950. Default decree of condemnation and destruction.

16235. Adulteration of corn husks. U. S. v. 3 Cases * * *. (F. D. C. No. 28628. Sample No. 68805-K.)

LIBEL FILED: January 11, 1950, Western District of Washington.

ALLEGED SHIPMENT: On or about November 17, 1949, by William N. Crawford, from Stockton, Calif.

PRODUCT: 3 cases, each containing 45 pounds, of corn husks at Seattle, Wash.

LABEL, IN PART: "Xlnt Select Grade Corn Husks * * * Xlnt Food Products, Inc., Los Angeles, Calif."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects and insect excreta.

DISPOSITION: May 25, 1950. Default decree of condemnation and destruction.

✓ **16236. Adulteration and misbranding of canned mustard greens and misbranding of canned spinach. U. S. v. Hoyt Meyer (Meyer Canning Co.). Plea of guilty. Fine, \$400. (F. D. C. No. 28185. Sample Nos. 23679-K, 42036-K, 42037-K, 45569-K, 51421-K, 51422-K, 62155-K.)**

INFORMATION FILED: January 5, 1950, Southern District of Texas, against Hoyt Meyer, trading as the Meyer Canning Co., at Edinburg, Tex.

ALLEGED SHIPMENT: On or about January 6 and 15 and February 1, 15, and 22, 1949, from the State of Texas into the States of Indiana, Arkansas, Massachusetts, and Louisiana.

LABEL, IN PART: "Gold Inn Spinach * * * Packed by Meyer Canning Co.," "Glendale Brand Spinach Clover Farm Stores Corporation Distributors, Cleveland, Ohio," and "Patsy's Party Mustard Greens * * * Packed for Distributors Co. New Iberia, La."

NATURE OF CHARGE: Mustard Greens. Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insects.

Mustard greens and spinach. Misbranding, Section 403 (g) (1), the products failed to conform to the definition and standard of identity for such products since they had not been so processed by heat as to prevent spoilage.

DISPOSITION: May 8, 1950. A plea of guilty having been entered, the court fined the defendant \$400.